

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 24, 2005

DIVISION ONE

B173819 People (Not for Publication)
v.
Juarez

The judgment is conditionally reversed, and the cause is remanded to the trial court with directions to reconsider its imposition of sentence on the gang enhancement (Pen. Code, § 186.22, subd. (b)(1)) and, in doing so, to exercise its discretion about whether to strike the enhancement. If the trial court strikes the enhancement, the judgment shall be modified accordingly, deemed affirmed as modified, and a corrected abstract of judgment shall be forwarded to the Department of Corrections; if, after exercising its discretion, the court concludes the judgment should remain the same, the judgment shall be deemed affirmed. In either event, the judgment is otherwise affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Rothschild, J.

B178615 Los Angeles County, D.C.S (Not for Publication)
v.
Elizabeth G.

The order is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Rothschild, J.

June 24, 2005 (Continued)

DIVISION ONE (Continued)

B182599 Diana D. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

The petition is denied.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

B175122 People (Not for Publication)
v.
Montanez, Jr.

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

B175938 Lines-Waldrep (Not for Publication)
v.
Los Angeles Unified School District

The order is affirmed. Lines-Waldrep is entitled to her costs of appeal.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

DIVISION ONE (Continued)

B172821 Paller et al. (Not for Publication)
v.
Garcia

The judgment (order granting Garcia judgment on the pleadings) is affirmed. Garcia is awarded his costs on appeal.

Suzukawa, J. (Assigned)

We concur: Mallano, J., Acting P.J.
 Vogel (Miriam A.), J.

B176069 People (Not for Publication)
v.
Alfaro

The judgment is modified to reflect the imposition of the \$20 mandatory security fee under section 1465.8. The abstract of judgment, which already includes the section 1465.8 fee, requires no modification. As modified, the judgment is affirmed.

Rothschild, J.

We concur: Spencer, P.J.
Mallano, J.

B177738 Johnson (Not for Publication)
 v.
 Reddick

The order awarding Reddick his attorney fees is reversed. The parties are to bear their own fees and costs on appeal.

Rothschild, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

June 24, 2005 (Continued)

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Nott, J. (Assigned) and Joyce Hatter, Deputy Clerk.

Each of the following:

B174548	People v. Foreman
B174755	Daniel v. Daniel
B176388	Lang v. Roche

Argument waived, cause submitted.

B179922 Johns Manville, etc
v.
W.C.A.B.
Howell

Merits:
Argued by Warren E. Kamm for petitioner and by Craig A. Kingscott for respondent. Cause submitted.

DIVISION TWO (Continued)

B174528 People
 v.
 Toscano

Merits:
Argued by Andrew R. Flier for appellant and by David F. Glassman,
Deputy Attorney General for respondent. Cause submitted.

B177488 Robinson
 v.
 Hunt Enterprises, Inc., et al.

Merits:
Argued by Michael A. Bowse for appellants and by James A. Otto for
respondent. Cause submitted.

B171760 People
 v.
 Jarso, et al.

Merits:
Argued by Verna Wefald for appellant Jarso; Jhayne M. Eddy for appellant
Lawson and by James W. Bilderback, Deputy Attorney General for
respondent. Cause submitted.

B176994 Vandervoort
 v.
 Wilner

Merits:
Argued by Larry J. Burge for respondent and there being no appearance by
appellant's counsel. Cause submitted.

Court adjourned.

DIVISION THREE

B174332 Mehrdad Ahrablou (Not for Publication)
v.
Board of Chiropractic Examiners, State of California

The judgment is affirmed. Respondent(s) to recover costs.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION EIGHT

B174524 Arakelian Enterprises, Inc. (Not for Publication)
v.
Koply Sedae Corporation

The motion for summary reversal is denied, and the judgment is affirmed.
Respondent is to recover its costs on appeal.

Flier, J.

We concur: Cooper, P.J.
 Boland, J.

B178217 Los Angeles County, D.C.S. (Not for Publication)
v.
Raul M.,
In re Irene M., a Person Coming Under the Juvenile Court Law.

The juvenile court's order terminating Father's visitation is affirmed.

Cooper, P.J.

We concur: Boland, J.
 Flier, J.

June 24, 2005 (Continued)

DIVISION EIGHT (Continued)

B174709 People (Not for Publication)
v.
Edward Strother

In accordance with the views expressed herein, the judgment is hereby modified to: (1) strike the enhancements which were imposed pursuant to section 667.5 but stayed; and (2) impose a \$20 section 1465.8 court security fee. As modified, the judgment is affirmed. The superior court is directed to send a corrected abstract reflecting these changes to the Department of Corrections. In all other respects, the judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Flier, J.